

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION

**CARGILL, INCORPORATED**

**Plaintiff,**

**vs.**

**M/T MALBEC, HER ENGINES,  
TACKLE, etc., in rem,**

**Defendant.**

FILED  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT  
DISTRICT COURT  
GEORGIA  
2013 JUL 10 PM 3

CLERK *[Signature]*  
SO. DIST. OF NY  
**CV 413 170**

**)CIVIL ACTION NO.**\_\_\_\_\_

### ORDER AUTHORIZING SUBSTITUTE CUSTODIAN

The United States Marshal is hereby expressly authorized to employ H. David Scott of Southeastern Marine Surveying Company of Savannah, Georgia through its officer and employee, H. David Scott, to act as substitute custodian of the **M/T MALBEC** during the pendency of this action or further Order of this Court.

Plaintiff, **CARGILL, INCORPORATED**, in consideration of the U. S. Marshal's consent to the substitution of custody, agrees to release the United States and the U. S. Marshal's service from any and all liability and responsibility arising out of the arrest of the **M/T MALBEC**. Plaintiff further agrees to hold harmless and indemnify the United States and the U. S. Marshal's service from any all claims whatsoever arising out of the substitute custodian's possession and safe-keeping of said vessel.

This 10<sup>th</sup> day of July, 2013.

UNITED STATES DISTRICT COURT JUDGE